

1 ANTHONY L. MARTIN

Nevada Bar No. 8177

2 [anthony.martin@ogletreedeakins.com](mailto:anthony.martin@ogletreedeakins.com)

3 AMY L. HOWARD

Nevada Bar No. 13946

4 [amy.howard@ogletreedeakins.com](mailto:amy.howard@ogletreedeakins.com)

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

5 Wells Fargo Tower

Suite 1500

6 3800 Howard Hughes Parkway

7 Las Vegas, NV 89169

Telephone: 702.369.6800

8 Fax: 702.369.6888

9 *Attorneys for Defendant Credit One Bank, N.A.*

10 **UNITED STATES DISTRICT COURT**

11 **FOR THE DISTRICT OF NEVADA**

12  
13 KAREN SHIELDS,

14 Plaintiff,

15 vs.

16 CREDIT ONE BANK, N.A.; CREDIT ONE  
17 FINANCIAL, a Nevada Corporation;  
18 SHERMAN FINANCIAL GROUP, LLC, a  
Delaware Limited Liability Company,

19 Defendants.

CASE NO.: 2:19-cv-00934-JAD-NJK

**STIPULATION AND ORDER TO STAY  
DISCOVERY AND DISCOVERY  
DEADLINES**

*(Third Request)*

20  
21 Pursuant to LR IA 6-1, LR IA 6-2, and LR 26-4, Defendant Credit One Bank, N.A.  
22 (“Defendant”) and Plaintiff Karen Shields (“Plaintiff”), by and through their undersigned counsel,  
23 hereby submit this joint request to stay discovery. This is the parties’ first request to stay discovery  
24 and their third request for a possible extension of the discovery deadlines which are set forth in  
25 Stipulation and Order for Extension of Discovery Deadlines (ECF No. 42). The current discovery  
26 deadline is February 12, 2020. (ECF No. 42.)

27 Good cause exists to stay discovery in this matter. The Court issued a Report and  
28 Recommendation (ECF No. 43) on January 10, 2020 recommending that Defendant’s Motion to

Dismiss Plaintiff's First Amended Complaint be granted, without leave to amend by Plaintiff.

Therefore, to avoid any additional, unnecessary expenses, the parties respectfully request a stay of the current discovery schedule (which is limited to the taking of six depositions). This stay will lift only if: (1) an objection to the Court's Report and Recommendation is filed and the Court thereafter were to not follow the said Report and Recommendation; or (2) if the Court does follow the Report and Recommendation and an appeal of the Order therein is filed and granted by the appellate court.

If the Court issues an Order contrary to the Report and Recommendation denying Defendant's Motion to Dismiss, the parties agree to complete the six currently-scheduled limited depositions of Plaintiff, Plaintiff's physician, and Defendant's four employees within 45 days of such an Order. In conformance with the Court's previous Orders, no additional discovery, aside from these six depositions, will occur.

DATED this 13<sup>th</sup> day of January, 2020.

LAW OFFICES OF MICHAEL P. BALABAN

/s/ Michael P. Balaban

Michael P. Balaban  
Nevada Bar No. 9370  
10726 Del Rudini Street  
Las Vegas, NV 89141  
*Attorneys for Plaintiff*

DATED this 13<sup>th</sup> day of January, 2020.

OGLETREE, DEAKINS, NASH, SMOAK & STEWART,  
P.C.

/s/ Amy L. Howard

Anthony L. Martin  
Nevada Bar No. 8177  
Amy L. Howard  
Nevada Bar No. 13946  
Wells Fargo Tower  
Suite 1500  
3800 Howard Hughes Parkway  
Las Vegas, NV 89169  
*Attorneys for Defendant*

**ORDER**

IT IS SO ORDERED.

  
UNITED STATES MAGISTRATE JUDGE

January 14, 2020

DATE